

Docket No.: F03-354-USDiv
FUJIT.044 DIV



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Hisaki KATO, et al.

Serial No.: 10/634,836

Group Art Unit: 2822

Filed: August 6, 2003

Examiner: Keisha L. Rose

For: LIGHT-EMITTING SEMICONDUCTOR DEVICE USING GALLIUM NITRIDE
COMPOUND SEMICONDUCTOR

Honorable Commissioner for Patents
Alexandria, VA 22313-1450

**THIRD REQUEST FOR CONSIDERATION OF
INFORMATION DISCLOSURE STATEMENT**

Sir:

Applicants respectfully request that the Information Disclosure Statement submitted and filed on **July 6, 2005**, be officially considered of record.

On July 19, 2005 a Request for Consideration of Information Statement was filed, requesting consideration of an IDS filed on July 6, 2005. As a courtesy to the Examiner, a copy of the form PTO-1449 (for the IDS filed on July 6, 2005) was included with the Request for Consideration. Applicants submit that an IDS was not filed on July 19, 2005.

In a Communication dated October 03, 2005, the Examiner indicated that "[t]he information disclosure statement filed 7/19/05 fails to comply with 37 CFR 1.98(a)(2), which requires a legible copy of each cited foreign patent document".

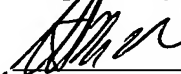
However, Applicants again point out that Applicants' submission dated July 19, 2005 was not an information disclosure statement. Applicants' submission dated July 19, 2005 was a Request for Consideration of the IDS previously filed on July 6, 2005. Legible copies of the cited references were included with the information disclosure statement, which was filed July 6, 2005 (see date-stamped USPTO filing receipt).

In accordance with the teleconference with the examiner today, we are enclosing herewith a copy of the original IDS filed on July 6, 2005, and a copy of the references.

Thus, Applicants again respectfully request that the Examiner officially acknowledge the disclosed information *filed July 6, 2005* and promptly return the initialed Form PTO-1449.

Date: January 31, 2006

Respectfully submitted,



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Attorney's Post Card Filing Receipt
Serial Number: 101 634 836 Papers Filed On: 5/16/05

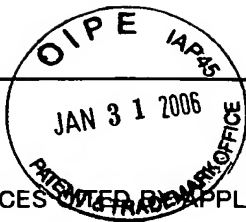
Attorney's Docket Number: FO3 354-451 ☒ Patent ☐ Trademark

Applicant's Name: Hisaki KATO, et al, Application Filing Date: 5/16/03
Papers Filed Herewith:

- ☐ Amendment ☐ Request for Extension of Time ☐ CPA Request
☐ Notice of Appeal ☐ Appeal Brief (in triplicate) ☐ Reply Brief
☒ IDS JUL 8 8 2005 ☒ 1449 Form w/ 2 Documents ☐ Priority Document(s)
☐ Assignment ☐ Recordation Cover Sheet ☐ Formal Drawings
☐ Drawing Corrections ☐ Issue Fee Transmittal ☐ Missing Parts
☒ Other Japanese Opp. & Cancellation, dtd 5/24/05

Fees Filed Herewith: \$ ☐ Check ☐ Charge Deposit Account:

Hand Delivered



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| LIST OF REFERENCES CITED BY APPLICANT | ATTORNEY DOCKET NO. | | SERIAL NO. |
| | F03-354-USdiv | | 10/166,371 |
| | APPLICANT | Toyoda Gosei Co., Ltd. | |
| | FILING DATE | GROUP | |

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|---------------------|----|--------------------|------|------|-------|----------|-------------------------------|
| | AA | | | | | | |
| | AB | | | | | | |
| | AC | | | | | | |
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| | AJ | | | | | | |
| | AK | | | | | | |

FOREIGN PATENT DOCUMENTS

| | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | TRANSLATION |
|--|----|--------------------|-------------|-----------------|-------|----------|-------------|
| | AL | H7-7182 | Jan/10/1995 | Nakamura et al. | | | Yes |
| | AM | | | | | | |
| | AN | | | | | | |
| | AO | | | | | | |
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OTHER REFERENCES

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| | | Nakamura et al. "Ridge-geometry InGaN multi-quantum-well-structure laser diodes," APPLIED PHYSICS LETTERS, 1996-9-2, Vol.69, No.10, p1477-1479 |
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